

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Southern District of New York

14 CV

3074

Jonathan AGRAMONTE

Plaintiff

v.

Richard SHRAGER and RICH FOODS 37, LLC

Defendant

Civil Action No.

JUDGE ENGELMAYER

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) RICH FOODS 37, LLC
12 East 37th Street
New York, NY 10016

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Richard Garbarini
GARBARINI FITZGERALD P.C.
420 Lexington Ave, Suite 2743
New York, NY 10170

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

RUBY J. KRAJICK

CLERK OF COURT

Date: 04/30/2014

Catherine Lapsey
Signature of Clerk or Deputy Clerk

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Civil Action No. _____

PROOF OF SERVICE*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (name of individual and title, if any) RICH FOODS 37, LLC
 was received by me on (date) MAY 01 2014.

☐ I personally served the summons on the individual at (place) _____
 on (date) _____; or

☐ I left the summons at the individual's residence or usual place of abode with (name) _____
 _____, a person of suitable age and discretion who resides there,
 on (date) _____, and mailed a copy to the individual's last known address; or

☒ I served the summons on (name of individual) FABIOLA RYELA
MANAGER, who is
 designated by law to accept service of process on behalf of (name of organization) RICH FOODS
37, LLC on (date) MAY 02 2014; or
AT 2:04 PM; or


☐ I returned the summons unexecuted because _____; or

☐ Other (specify): _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: MAY 03 2014



 Server's signature

 Alvin Gonzalez, Process Server
 Printed name and title

 153 East 110th ST, P.O. Box 1002
 New York, NY 10029-0293

 Server's address

Additional information regarding attempted service, etc: